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Counsel for Defendant Danillo Bustillo-Sevilla

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

DANILLO BUSTILLO-SEVILLA,

Defendant.

Case No.: CR-20-00021-VC

**MOTION TO CONTINUE ALL COURT
APPEARANCES UNTIL AFTER MAY 1,
2020**

As of the date of this motion, the President has declared a national public health emergency,¹ and the Governor of the State of California has declared a public health emergency throughout the state,² both in response to the spread of the Coronavirus Disease 2019 (COVID-19). The Centers of Disease Control and Prevention (CDC) and other health authorities have advised people to take precautions to reduce the exposure to COVID-19 and to slow the spread of the disease. An important part of the CDC recommendations is social distancing: keeping an appropriate physical distance

¹ See *Proclamation on Declaring a National Emergency Concerning the Novel Coronavirus Disease (COVID-19) Outbreak*, <https://www.whitehouse.gov/presidential-actions/proclamation-declaring-national-emergency-concerning-novel-coronavirus-disease-covid-19-outbreak/> (Mar. 13, 2020).

² See *Governor Newsom Declares State of Emergency to Help State Prepare for Broader Spread of COVID-19*, <https://www.gov.ca.gov/2020/03/04/governor-newsom-declares-state-of-emergency-to-help-state-prepare-for-broader-spread-of-covid-19/> (Mar. 4, 2020).

1 between people, and particularly in public settings.³

2 To ensure the health and safety of the defendant through social distancing, undersigned counsel
3 hereby moves the Court to cancel all in-court hearings before May 1, 2020. Undersigned counsel
4 further moves the Court to set the matter on for status on a date after May 1, 2020.

5 If videoconferencing becomes available before May 1, 2020, undersigned counsel preserves the
6 right to move the Court to add the matter to the Court's calendar for a videoconference appearance.
7 Defense counsel will work with government counsel to determine an acceptable date for any
8 videoconference hearing.

9 Therefore, for the above reasons the defense moves the court to vacate all court proceedings,
10 set a status hearing after the May 1, 2020 date, and to allow the parties to seek a hearing before that
11 date if videoconferencing becomes available.

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13 Dated: March 15, 2020

Respectfully submitted,

14 STEVEN G. KALAR
15 Federal Public Defender

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Northern District of California

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27 ³ See generally Centers for Disease Control and Prevention, *Coronavirus (COVID-19)*,
28 <https://www.cdc.gov/coronavirus/2019-ncov/index.html> (updated frequently); California Dep't of
Public Health, <https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/Immunization/ncov2019.aspx>
(updated daily); see also Office of Governor, Executive Order N-25-20 (Mar. 12, 2020).